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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: **23-10-2026**

CORAM

THE HONOURABLE MR JUSTICE N. RAMESH

CRL OP NO.30924 of 2026

Elanchezhiyan @ Subash ... Petitioner/ Accused

Vs

State Rep. by,
The Inspector of Police,
Central Crime Branch,
Tambaram.
(Crime No.592 of 2025) ... Respondent/ Complainant

PRAYER: Criminal Original Petition filed under Section 483 of Bharatiya Nagarik Suraksha Sanhita, 2023, to grant bail to the petitioner/accused in Crime No.592 of 2025 on the file of the respondent police.

For Petitioner(s) **:** Mr. G. Saravanakumar

For Respondent(s) **:** M/s. R.S. Indira
Additional Public Prosecutor

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ORDER

The petitioner, who was arrested and remanded to judicial custody on 22.09.2026, for the offences punishable under Sections 316(4), 318(4) and 351(2) of BNS in Crime No.592 of 2025, registered on the file respondent police, seeks bail.

2. The case of the prosecution is that, the petitioner herein was employed as a Manager in one of the branch of the defacto complainant's poultry shop, thereby the petitioner had misappropriated to the tune of Rs.63,00,000/-. Hence, this case.

3. The learned counsel appearing for the petitioner submitted that the petitioner worked under the defacto complainant's company for a period of five years and thereafter, he left the job and started his own business similar to that of defacto complainant's business, since the petitioner refused to join back the defacto complainant's shop and due to animosity, a false complaint has been lodged. He further submitted that the petitioner is in judicial custody since 22.09.2026 and the petitioner is also ready to abide by any conditions that may be imposed by this Court and sought for bail to the petitioner.

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4. The learned Additional Public Prosecutor appearing for the respondent while opposing the bail to the petitioner, reiterated the prosecution case and on instruction submitted that the alleged misappropriated amount has not yet been recovered; and that the investigation of this case is pending.

5. Considering the facts and circumstances of the case, the fact that the allegation is borne out of records and also taking note of the period of incarceration undergone by the petitioner, this Court is inclined to grant bail to the petitioner with certain conditions.

6. Accordingly, the petitioner is ordered to be released on bail on his executing a bond for a sum of **Rs.25,000/- (Rupees Twenty Five Thousand only)** with **two sureties**, for a like sum each to the satisfaction of the **learned Principal District and Sessions Judge, Chengalpattu** and subject to the following conditions:

[a] the sureties shall affix their photographs and Left Thumb Impression in the Application for Surety ship [Judicial Form No.46 annexed to 'The Criminal Rules of Practice, 2019']. The learned Magistrate shall obtain a copy of any one of the identity proofs to

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ensure their identity;

[b] **the petitioner shall report before the respondent police daily at 10.30 a.m., until further orders**;

[c] the petitioner shall not abscond either during investigation or trial;

[d] the petitioner shall not tamper with the evidence or witness either during investigation or trial;

[e] On breach of any of the aforementioned conditions, the learned Magistrate/Trial Court is entitled to take appropriate action against the petitioner in accordance with law as if the conditions had been imposed and the petitioner released on bail by the learned Magistrate/Trial Court itself, as laid down by the Hon'ble Supreme Court in ***P.K.Shaji vs. State of Kerala [(2005)13 SCC 283];***

[f] if the petitioner thereafter absconds, a fresh FIR may be registered under Section 269 of the Bharatiya Nyaya Sanhita, 2023.

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Note:

1. Registry is directed to forthwith upload this order in the Official Website of this Court.

2. All concerned to act on this order being uploaded in Official Website of this Court without insisting on certified hard copies. To be noted, this order when uploaded in the official website of this Court will be watermarked and will also have a QR code.

To

1. The Principal District and Sessions Judge, Chengalpattu.

2. The Inspector of Police,
   Central Crime Branch,
   Tambaram.
   (Crime No.592 of 2025)

3. The Superintendent,
   Central Prison Puzhal, Chennai.

4. The Public Prosecutor,
   High Court of Madras.

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N. RAMESH, J.

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